

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

GOLDEN BETHUNE-HILL, *et al.*,

Plaintiffs,

v.

VIRGINIA STATE BOARD OF ELECTIONS,  
*et al.*,

Defendants,

v.

VIRGINIA HOUSE OF DELEGATES, *et al.*,

Intervenor-Defendants.

Civil Action No. 3:14-cv-00852-REP-  
GBL-BMK

**FACTUAL STIPULATION**

The parties hereby stipulate that the following facts are true and accurate and shall be taken as true for the purposes of the trial in this matter, without the need for further factual proof or evidence:

1. The plaintiffs are each citizens of the United States and the Commonwealth of Virginia residing at the following addresses:

Ms. Golden Bethune-Hill  
1 Ambassador Drive  
Hampton, VA 23666

Ms. Christa Brooks  
4508 South Kalmia Place  
Henrico, VA 23075

Ms. Cherrelle Hurt  
3017 Forst Hill Ave.  
Richmond, VA 23225

Ms. Mattie Mae Urquhart  
31319 Charles Street, Lot 191  
Franklin, VA 23851-2328

Mr. Thomas Calhoun  
5443 Welaka Rd  
Norfolk VA 23502

Dr. Vivian Williamson  
2342-H Hill Street  
Petersburg, VA 23803-2774

Ms. Atoy Carrington  
6313 Glenoak Drive  
Norfolk, VA 23513

Mr. Chauncey Brown  
367 LaSalle Avenue  
Hampton, VA 23661

Mr. Tavarri Spinks  
1722 Floyd Avenue  
Richmond, VA 23220

Ms. Alfreda Gordon  
4029 Spring Meadow Cres  
Chesapeake, VA 23321

Ms. Davinda Davis  
201 College Place Apartment 315  
Norfolk, VA 23510

Mr. Roland Winston  
1370 Darbytown Road  
Henrico, VA 23231

2. The plaintiffs' residences are each located in the following current Virginia

House of Delegates districts:

Dr. Vivian Williamson  
House District 63

Ms. Cherrelle Hurt  
House District 69

Mr. Roland Winston  
House District 70

Mr. Tavarris Spinks  
House District 71

Ms. Christa Brooks  
House District 74

Ms. Mattie Mae Urquhart  
House District 75

Ms. Alfreda Gordon  
House District 77

Ms. Davinda Davis  
House District 80

Ms. Atoy Carrington  
House District 89

Mr. Thomas Calhoun  
House District 90

Mr. Chauncey Brown  
House District 92

Ms. Golden Bethune-Hill  
House District 95

3. The plaintiffs are each lawfully registered voters in the Commonwealth of Virginia.

4. On February 3, 2011, the United States Census Bureau released decennial census data for the Commonwealth of Virginia. That data showed that, because of population growth and population movement within the Commonwealth, Virginia's House of Delegate districts would need to be redistricted by the Virginia General Assembly.

5. With respect to House Districts 63, 69, 70, 71, 74, 75, 77, 80, 89, 90, 92, and 95 (collectively, the "Challenged Districts"), eleven (11) of the twelve districts contained total population less than 80,010, which was the ideal population for House of Delegates districts.

6. At the time of redistricting in 2011, Virginia was a covered jurisdiction under Section 5 of the Voting Rights Act of 1965.

7. On April 12, 2011, the Virginia General Assembly passed HB 5001, which set forth a redistricting plan for the Virginia House of Delegates and a redistricting plan for the Virginia Senate. HB 5001 passed the Virginia House of Delegates by a vote of 85 in favor and 9 opposed.

8. On April 15, 2011, then-Virginia Governor Robert McDonnell vetoed HB 5001.

9. On April 29, 2011, the Virginia General Assembly passed HB 5005, which set forth a redistricting plan for the Virginia House of Delegates and a redistricting plan for the Virginia Senate. On the same day, then-Virginia Governor Robert McDonnell signed HB 5005 and the redistricting plan for the House of Delegates was enacted into law (the “Enacted Plan”).

10. On May 10, 2011, the Commonwealth of Virginia submitted the Enacted Plan to the United States Department of Justice for preclearance.

11. The Department of Justice precleared the Enacted Plan on June 17, 2011.

12. A more complete timeline of the legislative history and preclearance of the Enacted Plan is incorporated into the Factual Stipulations and attached hereto as Exhibit A.

13. Plaintiffs filed the Complaint in this action on December 22, 2014.

14. As of the dates that HB 5005 was enacted into law, the delegates representing the Challenged Districts were as follows:

<b>District</b>	<b>Delegate</b>
63	Rosalyn Dance
69	Betsy Carr
70	Delores McQuinn
71	Jennifer McClellan

District	Delegate
74	Joseph Morrissey
75	Roslyn Tyler
77	Lionell Spruill Sr.
80	Matthew James
89	Kenneth Alexander
90	Algie Howell Jr.
92	Jeion Ward
95	Mamye BaCote

15. The parties have identified Drs. Jonathan Katz, Thomas Hofeller, Trey Hood, and Stephen Ansolabehere as expert witnesses. Each of the identified experts is qualified as an expert in the field of redistricting and the parties stipulate to their treatment as “expert witnesses” within the meaning of Evidence Rule 702 without further need to establish their credentials or foundation for their testimony (although nothing in this stipulation is intended to curtail the ability of any party to present such testimony for the purposes of establishing, bolstering, or attacking the credibility of any such expert).

DATED: June 26, 2015

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### CERTIFICATE OF SERVICE

On June 26, 2015, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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